The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director Division of Water Room W264 402 West Washington Street Indianapolis, Indiana 46204

For a petition to be considered valid it must:

- 1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
- 2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
- 3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
- 4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water Room W264 402 West Washington Street Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

Application # : FW-24134

Stream : St. Joseph River

Applicant : City of Mishawaka

Gary E West, Director of Engineering

600 East 3rd Street, Room 200 Mishawaka, IN 46544-2241

Description : Approximately 615' of 20" and 24" sanitary force main pipes will be installed

across the St. Joseph River by the directional drill method with a minimum of 12' of cover beneath the river bed. The disturbed areas will be restroed with asphalt pavement and sodding on the south side of the river, and restored with asphalt pavement and mulched seeding on the north side of the river. No vegetation will be removed within the 100-year floodplain. Details of the project are contained in information and plans received at the Division of Water on January 11, 2007.

Location : The installation of the 20 inch and 24 inch force main pipes will occur at the

intersection of Wenger Avenue and Prospect Drive and extend north approximately 615 feet to the north bank of the Saint Joseph River.

General Project Location: E1/2, SE1/4, Section 10, Township 37N, Range 3E,

South Bend East, Indiana Quadrangle.

near South Bend, Penn Township, St. Joseph County

SE1/4, NW1/4, SE1/4, Section 10, T 37N, R 3E, South Bend East Quadrangle

Quad Code: 4108662

UTM Coordinates: Downstream 4613518 North, 569699 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24141

Stream : Rees Ditch

Applicant : \*Indiana Department of Transportation

Richard L Phillabaum

100 North Senate Avenue, Room N642

Indianapolis, IN 46204-2216

Description : A four-sided, pre-cast concrete box culvert will be constructed to replace the

existing existing corrogated metal pipe. The new structure will be 9' by 8' with wingwalls. Riprap will be placed at both the upstream and downstream ends of the structure, for a total of approximately 20'. Details of the project are contained in information and plans received at the Division of Water on January 12, 2007.

Location : At the State Road 167 crossing

DOWNSTREAM: at Dunkirk, Richland Township, Jay County NE¼, SE¼, SW¼, Section 8, T 22N, R 12E, Redkey Quadrangle

Quad Code: 4008532

UTM Coordinates: Downstream 4469959 North, 651436 East

**UPSTREAM**:

UTM Coordinates: Upstream 4469959 North, 651436 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24145

Stream : Indiana Harbor Canal

Applicant : Mittal Steel

Robin Malone Indiana Harbor 2001 Dickey Road East Chicago, IN 46312

Description : A steel sheet pile fender with walers and beams will be placed on the northwest

abutment of the former Pennsey Bridge. The fender will prevent any further damage to the abutment by marine traffic and improve safety. The structure will be placed on an existing underwater concrete ledge and will be fastened to and aligned with the existing abutment. Details of the project are contained in information and plans received at the Division of Water on January 12, 2007.

Location : At the Conrail Railroad (Pennsey Bridge) crossing

near East Chicago, North Township, Lake County

SW1/4, NE1/4, SE1/4, Section 16, T 37N, R 9W, Whiting Quadrangle

Quad Code: 4108764

UTM Coordinates: Downstream 4611864 North, 462028 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24150

Stream : Weber Ditch

Applicant : David N Rice

494 West 900 North Decatur, IN 46733-9707

Description : Portions of the ditch will be dredged and straightened. The project will also

include the placement of riprap along the streambank when needed. Details of the project are contained in information and plans received at the Division of

Water on January 18, 2007.

Location : Extending from the mouth, at St. Marys River, to a point approximately 2.44 miles

upstream

DOWNSTREAM: near Decatur, Root Township, Adams County SE¼, SW¼, NE¼, Section 20, T 28N, R 14E, Decatur Quadrangle

Quad Code: 4008478

UTM Coordinates: Downstream 4526219 North, 671562 East UPSTREAM: near Decatur, Root Township, Adams County

SE14, NE14, NE14, Section 16, T 28N, R 14E, Hoagland Quadrangle

Quad Code: 4008488

UTM Coordinates: Upstream 4528393 North, 673632 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24152

Stream : Unnamed Tributary Pond

Flat Ditch

Applicant : CSX Transportation Inc.

Troy W Neisz

500 Water Street, J-275 Jacksonville, FL 32202-4423

Description

In an effort to increase rail capacity along the CE&D Subdivision which runs from Chicago to Evansville, Indiana, CSX Transportation, Inc. (CSXT) plans to construct a siding track from Milepost 271.8 to 276.4. The super structure of one existing bridge carrying CSXT rail line transportation over Rusher Creek will be widened to the East to accommodate one additional set of railroad tracks. The new track will be located parallel to and approximately 15' from the centerline of the existing mainline track. The existing deck of the bridge will be increased by extending both the abutments and piers of each bridge upstream approximately 17'. The increased out-to-out width of the bridge will be as follows: M. P. 273.0 (Rusher Creek) - existing span 18.2', widened by 17' total out-to-out 35.2'; The approach roads will not be raised and there will be minimal work in the channel. Fill placement for the siding track will be placed on the East side of the railroad tracks from the northern terminus of the project (M.P. 271.8) to the southern terminus (M.P. 276.4) and will include fill in the 100-year floodplain upstream of the existing CSXT railroad track, except at Lateral "E". The siding track work will include placing a to-be-determined amount of fill material and installation of other materials associated with the siding track construction. Due to the linear nature of the project, the fill dimensions (length, width and depth) and the distance from the top of bank will vary along the alignment. The fill side slopes tend to be 2:1 along the alignment. The proposed siding track profile elevation will be approximately 442.87' and NGVD. The project will require a to-be-determined amount of borrow material from a borrow location to be determined. Details of the project are contained in information received electronically at the Division of Water on January 18, 2007.

Location

CSX Transportation (CSXT) proposes to construct an approximately 4.6-mile railroad siding and an approximate 0.5-mile access road adjacent to its existing mainline track in Ingle, Gibson and Vanderburgh Counties, Indiana. The proposed side rails would be located approximately 15 feet east and parallel to the existing mainline rail from approximately 300 feet north of CR 1250 S to approximately 1,000 feet north of West Inglefield Road. The proposed access road is located between County Road 1250S and approximately 300 feet south of the I-64 underpass. The project area consists of the approximately 50-foot right-of-way (as measured from the existing track centerline) along the east side of the existing mainline track. The proposed siding extension would include widening of one existing bridge over Rusher Creek at CSXT M.P. 273.0. The proposed CSXT extension project is located within the Haubstadt and Evansville North USGS quadrangles. The coordinates of the approximate center of project corridor are: Latitude North 38 degrees 8 minutes and 42.55 seconds and

Longitude West 87 degrees 33 minutes and 46.69 seconds.

near Inglefield, Scott Township, Vanderburgh County Section 19, T 4S, R 10W, Haubstadt Quadrangle

Quad Code: 3808725

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24153

Stream : Pond Flat Ditch

Applicant : CSX Transportation, Inc.

Troy W Neisz

500 Water Street, J-275 Jacksonville, FL 32202-4423

Description

In an effort to increase rail capacity along the CE&D Subdivision which runs from Chicago to Evansville, Indiana, CSX Transportation, Inc. (CSXT) plans to construct a siding track from Milepost 271.8 to 276.4. The super structure of two existing bridges carrying CSXT rail line transportation over Pond Flat Ditch will be widened to the East to accommodate one additional set of railroad tracks. The new track will be located parallel to and approximately 15' from the centerline of the existing mainline track. The existing deck of the bridges will be increased by extending both the abutments and piers of each bridge upstream approximately 18'. The increased out-to-out width of the two bridges will be as follows: M. P. 274.2 (Pond Flat Ditch, Lateral D) - existing span 23', widened by 18' total out-to-out 41'; M. P. 274.4 (Pond Flat Ditch) - existing span 31', widened by 18 total out-to-out 49 '. The approach roads will not be raised and there will be minimal work in the channel. Fill placement for the siding track will be placed on the East side of the railroad tracks from the northern terminus of the project (M.P. 271.8) to the southern terminus (M.P. 276.4) and will include fill in the 100-year floodplain upstream of the existing CSXT railroad track, except at Lateral "E". The siding track work will include placing a to-be-determined amount of fill material and installation of other materials associated with the siding track construction. Due to the linear nature of the project, the fill dimensions (length, width and depth) and the distance from the top of bank will vary along the alignment. The fill side slopes tend to be 2:1 along the alignment. The proposed siding track profile elevation will be between approximately 435.76' and 435.95' NGVD. The project will require a to-be-determined amount of borrow material from a borrow location to be determined. Details of the project are contained in information received electronically at the Division of Water on January 18, 2007.

Location

CSX Transportation (CSXT) proposes to construct an approximately 4.6-mile railroad siding and an approximate 0.5-mile access road adjacent to its existing mainline track in Ingle, Gibson and Vanderburgh Counties, Indiana. The proposed side rails would be located approximately 15 feet east and parallel to the existing mainline rail from approximately 300 feet north of CR 1250 S to approximately 1,000 feet north of West Inglefield Road. The proposed access road is located between County Road 1250S and approximately 300 feet south of the I-64 underpass. The project area consists of the approximately 50-foot right-of-way (as measured from the existing track centerline) along the east side of the existing mainline track. The proposed siding extension would include widening of two existing bridges over Pond Flat Ditch at CSXT M.P. 274.2, and 274.4. The proposed CSXT extension project is located within the Haubstadt and Evansville North USGS quadrangles. The coordinates of the approximate center of project corridor are: Latitude North 38 degrees 8 minutes and 42.55 seconds and Longitude West 87 degrees 33 minutes and 46.69 seconds.

at Inglefield, Scott Township, Vanderburgh County Section 30, T 4S, R 10W, Haubstadt Quadrangle

Quad Code: 3808725

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

**IAC 10** 

Application # : FW-24154

Stream : Unnamed Tributary Little

Eagle Creek

Applicant : Platinum Properties, LLC

Nick Rominger 9757 Westpoint Drive

Suite 600

Indianapolis, IN 46256-3266

Description : A new pedestrian only bridge will be constructed over an unnamed tributary of

Little Eagle Creek, (the John Edwards Drain), in Westfield Indiana. The proposed bridge will be 6 feet wide and span 35 feet from bank to bank with no piers or channel modifications. The proposed bridge crossing is in the same location as a previously removed farm crossing approximately 1,300 feet downstream of Spring Mill Road within the Maple Knoll subdivision. The approach paths will not be elevated above the existing grade, and the project is not federally funded. Details of the project are contained in information received electronically at the Division of

Water on January 18, 2007.

Location : The proposed pedestrian bridge will cross an unnamed tributary of Little Eagle

Creek, (the John Edwards Drain), approximately 1,300' downstream of Spring Mill

Road

near Westfield, Washington Township, Hamilton County NE½, Section 10, T 18N, R 3E, Westfield Quadrangle

Quad Code: 4008612

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24155

Stream : St. Joseph River

Applicant : William Reed

21289 State Road 120 Elkhart, IN 46516-6501

Description : A new vinyl seawall will be constructed along 75' of the applicant's property

following the rivers average/legal shoreline. The current wooden seawall will be removed. The wall will consist of 18"x 10' sheets driven 5' into the riverbed leaving a 5' exposure from the river bottom. The wall will then be caped with an aluminum cap with a heavy aluminum whale insert under the cap that will be tied back to the bank every 4.5' with are deadmen system. Clean pea stone will be used for backfill behind the wall to the existing ground level. Riprap will be placed

in front of the wall up to the top. Details of the project are contained in

information received electronically at the Division of Water on January 22, 2007.

Location : 21289 State Road 120

at Elkhart, Washington Township, Elkhart County

Section 31, T 38N, R 6E

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24156

Stream : Unnamed Tributary White

Lick Creek

Applicant : Town of Avon

Ryan Cannon

6570 East US Highway 36 Avon, IN 46123-9178

Description

The Town of Avon is preparing design plans to construct a multi-use trail generally following along the north side of Lingerman Drain, Avon, Hendricks County, Indiana. More specifically, the proposed trail begins at a point approximately 1,200' north of US 36, connecting to an existing trail system located north of the Avon Town Hall. From the connection to the existing trail system the proposed trail continues east along the north side of Lingerman Drain, and then turns north running along the west side of State Road 267 toward the Avon-Washington Township Public Library, terminating at Loretta Court. As the trial runs parallel to the Lingerman Drain it consists of 2,431 linear feet of 10' wide asphalt path and 145 linear feet of 10' wide wooden boardwalk. As the trail turns north and runs parallel to State 267 it consists of 755 linear feet of 5' wide concrete sidewalk, connecting to the existing sidewalk leading to the Avon-Washington Township Public Library. It is also anticipated that tree removal will be required along Lingerman Drain for the construction of trial. Details of the project are contained in information received electronically at the Division of Water on January 22, 2007.

Location

The proposed project is located along the north bank of Unnamed Tributary White Lick Creek (Lingerman Drain) beginning at a point approximately 1,200' north of US 36, and connecting to an existing trail system located north of the Avon Town Hall. The proposed trail then continues downstream for approximately 2,576' at Avon, Washington Township, Hendricks County SE¼, Section 3, T 15N, R 1E, Brownsburg Quadrangle

Quad Code: 3908674

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : FW-24160

Stream : Elkhart River

Applicant : Randall Lynd

305 West Kercher Road Goshen, IN 46526-5412

Description : A new vinyl seawall will be installed along 104' of the applicant's property

following the current embankment to prevent the embankment from washing away any further than it already has and undermining the pool and deck. The current vegetation is not enough to hold the bank and rocks will not work do to the steep pitch. The new wall will consist of 14' shore guard sheets driven 7' into the riverbed leaving a 7' exposure to be caped with and aluminum topcap with a heavy aluminum whale insert that will be tied back to the bank every 4.5' with are deadmen system, The wall will then be backfilled with approximately 107 cubic yards of clean pea gravel total, with 10 cubic yards of the 107 will be actual waters filled behind the wall and the remaining 97 cubic yards will be against the dry embankment. Then toped off with 4 to 6 inches of topsoil leveled to the existing ground height. Details of the project are contained in information received electronically at the Division of Water on January 16, 2007.

Location : 305 West Kercher Road

at Goshen, Elkhart Township, Elkhart County Section 21, T 36N, R 6E, Goshen Quadrangle

Quad Code: 4108557

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312

Application # : PL-20634

Lake : Lake Wawasee

Applicant : Thomas Cottrell

15210 Manning Street Leo, IN 46765-9354

Description : The existing 18' wide by 27' long boatwell which extends 27' landward of the legal

shoreline will be reconstructed to 20' wide by 30' long. Details of the project are contained in information and plans received at the Division of Water on January

8, 2007.

Location : 11345 Norrh Cedar Point High Road

near Syracuse, Turkey Creek Township, Kosciusko County

NE14, NE14, SE14, Section 14, T 34N, R 7E, Lake Wawasee Quadrangle

Quad Code: 4108546

UTM Coordinates: Downstream 4584026 North, 610760 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake

Rule, 312 IAC 11

Application # : PL-20636

Lake : Webster Lake

Applicant : Michael Brooks

3326 Pine Meadow Drive SE 304 Grand Rapids, MI 49512-3018

Description : A concrete seawall will be refaced with a layer of concrete across the applicant's

24' frontage. The reface layer will be keyed to the wall's lakeward face. Details of the project are contained in information and plans received at the Division of

Water on January 5, 2007.

Location : 29 EMS W16 Lane; Lot 11 in Millers Landing

near North Webster, Washington Township, Kosciusko County

NW1/4, NE1/4, SW1/4, Section 12, T 33N, R 7E, North Webster Quadrangle

Quad Code: 4108536

UTM Coordinates: Downstream 4576260 North, 611680 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake

Application # : PL-20641

Lake : Dallas Lake

Applicant : John C Kline

0510 West 625 South

Wolcottville, IN 46795-8917

Duane Rheinheimer 4980 South 050 West Lagrange, IN 46761-9718

Description : A concrete seawall will be constructed across 85' of the applicant's frontage. The

lakeward face of the wall will be located along the lake's legal shoreline. An existing 50' to 85' wide, 4' deep, 515' long channel will be filled with approximately 3,815 cubic yards of clean fill material. Details of the project are contained in information and plans received at the Division of Water on January 12, 2007.

Location : 0510 West 625 South

DOWNSTREAM: near Wolcottville, Clearspring Township, LaGrange County

NE¼, SE¼, NW¼, Section 25, T 36N, R 9E, Oliver Lake Quadrangle

Quad Code: 4108554

UTM Coordinates: Downstream 4600987 North, 630635 East

**UPSTREAM**:

UTM Coordinates: Upstream 4601054 North, 630516 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake

Application # : PL-20643

Lake : High Lake

Applicant : Robert and Dana M Baker

11590 North County Road 675 West

Gaston, IN 47342-9352

Description : A 36' x 33' underwater beach will be constructed across 33' of the applicant's 90'

frontage by placing a uniform layer of pea gravel on the lakebed. Details of the project are contained in information and plans received at the Division of Water

on January 17, 2007.

Location : 2650 South Lakeside Drive; lots 131 and 132 of butcher's second addition

near Wolf Lake, Noble Township, Noble County

NE1/4, SW1/4, SW1/4, Section 18, T 33N, R 9E, Ormas Quadrangle

Quad Code: 4108535

UTM Coordinates: Downstream 4574590 North, 622911 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake

Rule, 312 IAC 11

Application # : PL-20645

Lake : Palestine Lake

Applicant : Larry Carter

5981 South US Highway 35 Muncie, IN 47302-9669

Description : A glacial stone seawall will be constructed across the applicant's 69' frontage.

The lakeward face of the wall will be located along the lake's legal shoreline. Details of the project are contained in information received electronically at the

Division of Water on January 22, 2007.

Location : 3643 brunner road; Lot 7 in Bruners Lakeview Park

near Warsaw, Harrison Township, Kosciusko County

SW¼, NW¼, SW¼, Section 34, T 32N, R 5E, Burket Quadrangle

Quad Code: 4108528

UTM Coordinates: Downstream 4559231 North, 589235 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake

Application # : PL-20646

Lake : Wabee Lake

**Applicant** : David Sparks

PO Box 491

Milford, IN 46542-0491

Description A new vinyl seawall will be constructed along 161' of the applicant's property

following the lakes average/legal shoreline. The current wooden seawall will be removed. The wall will consist of 18" x 6' sheets driven 4' into the lakebed leaving a 2' exposure from the lake bottom. The wall will then be caped with an aluminum cap with a heavy aluminum whale insert under the cap that will be tied back to the bank every 4.5' with are deadmen system. Clean pea stone will be used for backfill behind the wall then topped of with 3 to 4" of screened topsoil graded to the existing ground level. Details of the project are contained in

information received electronically at the Division of Water on January 22, 2007.

Location : house #71 east nelson drive Milford, IN. 46542

Near Milford, Van Buren Township, Kosciusko County

Section 16, T 34N, R 6E

: Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Statute/Rule

Rule, 312 IAC 11

Application # : PL-20647

Lake : Wabee Lake

Applicant : Butch Johnston

> 51 east nelson drive Milford, IN 46542-9682

Description : A vinyl seawall will be constructed across the applicant's 183' frontage. The

> lakeward face of the wall will be located along the lake's legal shoreline. The current wooden seawall will be removed. Details of the project are contained in information received electronically at the Divsion of Water on January 22, 2007.

Location : 51 East Nelson Drive

near Milford, Van Buren Township, Kosciusko County

NE14, SW14, SW14, Section 16, T 34N, R 6E, Milford Quadrangle

Quad Code: 4108547

UTM Coordinates: Downstream 4583276 North, 596739 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake

Application # : PL-20648

Lake : Lake Wawasee

Applicant : Sally M Mahnken

12239 N. Mariposa Dr. Lots 155,156,157

Syracuse, IN 46567-8772

Description : A new seawall will be constructed across 400' of the 400' frontage of the applicant

along Wawasee Lake (channel) to deter shoreline erosion. The wall will consist of poured in place concrete which will be sloped on the lakeward side. It will be 48" high and will vary uniformly in thickness from 13" to 30" from the base to the top. The lakeward face of the wall will be at legal shoreline. Details of the project are contained in information received electronically at the Division of Water on

January 23, 2007.

Location : 12239 North Mariposa Drive; Lots 155, 156, 157 Vacated Street-Johnson Bay

Subdivision

near Syracuse, Turkey Creek Township, Kosciusko County

NE14, SE14, SE14, Section 10, T 34N, R 7E, Lake Wawasee Quadrangle

Quad Code: 4108546

UTM Coordinates: Downstream 4585326 North, 609193 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake

Rule, 312 IAC 11

Application # : PL-20649

Lake : Golden Lake

Applicant : David D Hull JR

3150 South 390 West

Pleasant Lake, IN 46779-9797

Description : A 30' x 20' underwater beach will be constructed across 20' of the applicant's 75'

frontage by placing a uniform 6" layer of pea gravel on the lakebed. Details of the project are contained in information and plans received at the Division of Water

on January 19, 2007.

Location : 3150 South 390 West

near Pleasant Lake, Steuben Township, Steuben County

NE14, NW14, NW14, Section 8, T 36N, R 13E, Ashley Quadrangle

Quad Code: 4108551

UTM Coordinates: Downstream 4607047 North, 661247 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake